

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

INDEX # 07CIV8166

*KONINKLIJKE PHILIPS ELECTRONICS N.V. and U.S. PHILIPS CORPORATION,*

Plaintiff(s)/Petitioner(s)

vs

*ADVANCED DIGITAL REPLICATIONS, INC., et al*

Defendant(s)/Respondent(s)

**AFFIDAVIT OF SERVICE**

STATE OF CALIFORNIA, COUNTY OF ORANGE, SS.:

James Figueroa, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides at Fullerton, CA. On September 21, 2007 at 4 35 PM, at 8735 SHIRLEY AVE., NORTHRIDGE, CA, deponent served the within Summons in a Civil Action, Complaint for Patent Infringement, Rule 7.1 Statement, Individual Practices of Magistrate Judge George A. Yanthis, Individual Rules of Practice of Judge Kenneth M. Karas on: MITCHELL SPINELLI

Defendant (herein called recipient) therein named

INDIVIDUAL ☒ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

SUITABLE ☐ By delivering a true copy of each to personally, a person of suitable age and discretion. Deponent asked said individual if they were able to accept on behalf of said recipient and they responded with an affirmative. Said premises is recipient's ☐ actual place of business ☐ dwelling house or usual place of abode within the state.

AFFIXING ☐ TO DOOR By affixing a true copy of each to the door of said premises, which is recipient's ☐ actual place of business ☐ dwelling house or usual place of abode within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion thereat, having called there: on the        day of        at         
on the        day of        at         
on the        day of        at       

MAILING ☐ COPY Deponent also enclosed a copy of the said document(s) in a postpaid sealed wrapper, First Class Mail, marked "Personal and Confidential" and not indicating that the communication was from an attorney or concerned an action against the recipient(s). Said envelope was properly addressed to recipient at recipient's last known address at        and deposited the same in a post office under exclusive care and custody of the United States Postal Service within New York State on       

DESCRIPTION A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:  
☒ Gender: Male Color of skin: White Color of hair: Brown Age: 35 - 40 Yrs. Height: 5' 5" - 5' 6"  
Weight: 146 - 180 Lbs. Other:       

WIT. FEES ☐        the authorized witness fee and / or traveling expenses were paid (tendered) to the recipient.

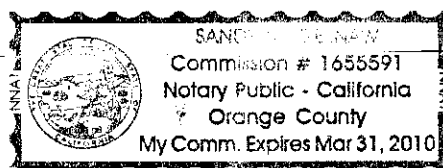
MILITARY ☒ SERVICE Deponent asked the person spoken to whether he/she was presently in the military service of the United States Government or of the State of New York and was informed that recipient was not. Recipient wore ordinary civilian clothes and no military uniform.

☐ Deponent asked the person spoken to       , whether the recipient was in active military service of the United States Government or of the State of New York in any capacity whatever and received a negative reply.

☒ The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in the military service of New York State or the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on this 27<sup>th</sup> day of September, 2007

Sandy M. Behar



James Figueroa  
Server's Lic. # 3204 L.A  
Affidavit # 9992950 County

ATTORNEY: Mayer, Brown, Rowe & Maw,        Ph: 212-506-2721  
ADDRESS: 1675 Broadway New York NY 10019-5820 File No.:       

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